

Public Law 448

CHAPTER 420

June 29, 1954
[H. R. 5840]

AN ACT

To authorize the Hawaiian Homes Commission to exchange certain Hawaiian Homes Commission land and certain easements for certain privately owned land.

Hawaiian Homes
Commission.
Land exchange.
42 Stat. 108; 31
Stat. 141.
48 USC 691, 491
note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any limitations imposed by the Hawaiian Homes Commission Act, 1920, as amended, or the Hawaiian Organic Act, as amended, to the contrary notwithstanding, the Hawaiian Homes Commission, subject to the approval of the Secretary of the Interior and the Governor of Hawaii, is hereby authorized and empowered to transfer and convey to Richard Smart, a United States citizen, all or any portion of the following-described tract of "available land" designated herein as "Tract 1", and also such perpetual easements for pipeline purposes along and across the areas described as "Tract 2", as the Commission shall deem advisable, in exchange and return for the conveyance in fee simple to the Commission by said Richard Smart of all or any portion of the tracts of land hereinafter described as "Tracts 3, 4, and 5", the said tracts being described as follows, subject to minor variations:

TRACT 1

Being a portion of the Hawaiian homes land of Puukapu at Waimea, South Kohala, Hawaii:

Beginning at the most northerly corner of this piece of land on the south side of Mamalahoa Highway, the same being also the northwest corner of Grant 4955 to J. T. Baker, the coordinates of said point of beginning referred to Government Survey Triangulation Station "West Base" being 1003.50 feet south and 350.76 feet west, thence running by azimuths measured clockwise from true south:

1. 336° 52' 1173.10 feet along Grant 4955 to J. T. Baker;
2. 254° 51' 590.26 feet along same;
3. 329° 08' 2488.30 feet along fence, along the remainder of the land of Puukapu, to corner of fence;
4. 329° 08' 750.00 feet along the remainder of the land of Puukapu;
5. 254° 45' 1127.17 feet along the remainder of the land of Puukapu to fence;
6. 329° 08' 1089.30 feet along fence, along the remainder of the land of Puukapu;
7. 352° 29' 15'' 6140.05 feet along the remainder of the land of Puukapu to a 2 inch pipe in concrete monument at an angle in the boundary between the lands of Puukapu and Waikoloa;
8. 95° 07' 1325.30 feet along the land of Waikoloa;
9. 107° 28' 30'' 2966.90 feet along the land of Waikoloa to a 1 inch pipe in concrete monument;
10. 115° 17' 30'' 2360.60 feet along the land of Waikoloa to the southeast boundary of the new Kamuela Airport;
11. 232° 00' 2802.55 feet along the southeast boundary of the new Kamuela Airport;
12. 142° 00' 600.00 feet along the northeast boundary of the new Kamuela Airport;
13. 52° 00' 3104.43 feet along the northwest boundary of the new Kamuela Airport to the boundary between the lands of Puukapu and Waikoloa;
14. 115° 17' 30'' 175.94 feet along the land of Waikoloa to an old + on rock;
15. 153° 06' 977.13 feet along the land of Waikoloa to a concrete monument;

16. 155° 02' 1150.60 feet along the land of Waikoloa to an old + on rock;
17. 210° 53' 1218.50 feet along the land of Waikoloa to a concrete monument marked +;
18. 209° 10' 530.30 feet along the land of Waikoloa to a concrete monument marked +;
19. 199° 27' 30'' 272.60 feet along the land of Waikoloa to a concrete monument marked +;
20. 240° 10' 179.50 feet along the land of Waikoloa to an old + on rock;
21. 164° 42' 353.24 feet along the land of Waikoloa to a concrete monument marked +;
22. 252° 16' 30'' 305.90 feet along the land of Waikoloa to a pipe in concrete;
23. 240° 51' 197.90 feet along the land of Waikoloa to a concrete monument marked +;
24. 213° 27' 307.90 feet along the land of Waikoloa to a concrete monument marked +;
25. 186° 14' 751.75 feet along the land of Waikoloa to a concrete monument marked +;
26. 229° 32' 159.90 feet along the land of Waikoloa to a concrete monument marked +;
27. 245° 29' 403.60 feet along the land of Waikoloa to a concrete monument marked +;
28. 188° 01' 30'' 209.05 feet along the land of Waikoloa to a concrete monument marked +;
29. 182° 14' 452.10 feet along the land of Waikoloa to a concrete monument marked +;
30. 205° 48' 530.42 feet along the land of Waikoloa to a concrete monument marked +;
31. 205° 59' 30'' 414.10 feet along the middle of old stonewall, along the land of Waikoloa to a concrete monument marked +;
32. 238° 57' 30'' 105.58 feet along the southeast side of old stonewall, along the remainder of the land of Waikoloa to a concrete post marked +;
33. 239° 43' 30'' 259.40 feet along the southeast side of old stonewall, along the remainder of the land of Waikoloa to a pipe on the northeast side of stonewall, and passing over a pipe in concrete in stonewall at 257.40 feet;
34. 156° 48' 461.45 feet along northeast side of old stonewall, along the remainder of the land of Waikoloa to a concrete monument marked +;
35. 187° 29' 285.30 feet along the land of Waikoloa to a concrete monument marked +;
36. 129° 08' 106.77 feet along the land of Waikoloa to the south side of the Mamalahoa Highway;
37. 262° 19' 49.92 feet along the south side of Mamalahoa Highway to the point of beginning and containing a gross area of 1030.82 acres and a net area of 994.25 acres after excepting and reserving therefrom all Grants and Land Commission Awards and portions of same containing an area of 36.57 acres.

TRACT 2

EASEMENTS

Parcel "P". Perpetual pipeline easement through the Hawaiian homes land of Pauahi at Waimea, South Kohala, Hawaii. Said pipeline easement being (3.00 feet wide) and extending for (1.50 feet) on

either side of the center line of pipeline as constructed and more particularly described as follows, subject to minor variations:

Beginning on the center line at the northeast end of this easement (3.00 feet wide) in the middle of the Manaewa Gulch which is also the boundary between the lands of Momoualua and Pauahi, the coordinates of said point of beginning referred to Government Survey Triangulation Station "PUU KAWAIWAI 1948", being 1551.69 feet north and 6153.45 feet east, thence running along the center line by azimuths measured clockwise from true south:

1. 54° 00' 59.00 feet;
2. 58° 07' 158.90 feet;
3. 59° 40' 180.35 feet;
4. 59° 10' 30'' 342.50 feet;
5. 56° 18' 25.80 feet;
6. 59° 38' 341.10 feet;
7. 59° 26' 30'' 364.50 feet;
8. 81° 57' 25.00 feet;
9. 92° 52' 81.50 feet;
10. 94° 10' 30'' 113.00 feet, to the middle of the Umipoho Gulch which is also the boundary between the lands of Pauahi and Kapia, containing an area of 5075 square feet.

Parcel "T". Perpetual pipeline easement through the Hawaiian homes land of Puukapu at Waimea, South Kohala, Hawaii. Said pipeline easement being (3.00 feet wide) and extending for (1.50 feet) on either side of the center line of pipeline as constructed and more particularly described as follows, subject to minor variations:

Beginning on the center line at the southwest end of this easement (3.00 feet wide) and on the boundary between the lands of Waikoloa and Puukapu, the true azimuth and distance from a 3'' pipe marking a boundary corner of the lands of Waikoloa and Puukapu, being 97° 39' 43'' 590.50 feet, and the coordinates of said point of beginning referred to Government Survey Triangulation Station "West Base", being 13441.60 feet south and 16040.80 feet east, thence running along the center line as follows on the following approximate azimuths and distances:

1. 224° 00' 1450 feet through the land of Puukapu;
2. 236° 00' 5650 feet through the land of Puukapu to the west boundary of R. P. 4945, L. C. Aw. 4348-B to Harry Purdy, containing an area of 0.49 acre.

Parcel "U". Perpetual pipeline easement through the Hawaiian homes land of Kamoku at Hamakua, Hawaii. Said pipeline easement being (3.00 feet wide) and extending for (1.50 feet) on either side of the center line of pipeline as constructed and more particularly described as follows, subject to minor variations:

Beginning on the center line at the southwest end of this easement (3.00 feet wide) and on the boundary between the land of Kamoku and Grant 632 to G. S. Kenway, the approximate coordinates of said point of beginning referred to Government Survey Triangulation Station "PUU IO", being 14700 feet north and 1090 feet west, thence running along the center line as follows on the approximate azimuth and distance:

1. 235° 30' 6000 feet through the Hawaiian homes land of Kamoku to the boundary between the lands of Kamoku and Kapoaula, containing an area of 0.41 acre.

Parcel "W". Perpetual pipeline easement through the Hawaiian homes land of Nienie at Hamakua, Hawaii. Said pipeline easement being (3.00 feet wide) and extending for (1.50 feet) on either side of the center line of pipeline as constructed and more particularly described as follows, subject to minor variations:

Beginning on the center line at the south end of this easement (3.00 feet wide) and on the boundary between the lands of lower Paauhau and Nienie, the true azimuth and approximate distance from Government Survey Triangulation Station "PUU NOHU", $252^{\circ} 00' 59.50$ feet more or less, thence running along the center line as follows on the approximate azimuth and distance:

1. $187^{\circ} 30' 900$ feet through the land of Nienie to the middle of the Kahaupu Gulch, containing an area of 0.06 acre.

TRACT 3

WAIKOLOA—WAIALEALE LANDS

Being all of the Mauka or Upper parts of Waikoloa 1st, and Waialeale 2nd. (Grant 868 to J. P. Parker, Jr., and Ebenezer Parker, by name only, and covered by Boundary Certificate No. 20.) A portion of Waikoloa 2nd. (L. C. Aw. 9971, Apana 4 to W. P. Leleiohoku.) A portion of the Makai or Lower part of Waikoloa 1st. (Grant 791 to J. P. Parker and Ebenezer Parker.) A portion of the Makai or Lower part of Waialeale 2nd. (Grant 868 to J. P. Parker and Ebenezer Parker, by survey) and a portion of Waialeale 1st. (L. C. Aw. 9971, Apana 8 to W. P. Leleiohoku.) Situate at Hamakua, Hawaii:

Beginning at a concrete post marked + near the Southwest corner of this piece of land, the true azimuth and distance to "CAMP" Triangulation Station (marked by a Δ on concrete post on top of prominent knoll, about 1000 feet North of the Government Road and about 1100 feet West of the Waikoloa Gulch) being $262^{\circ} 32' 10''$ 1145.00 feet, and from said "CAMP" Triangulation Station, the true azimuth and distance to "KAPOAULA" Triangulation Station being $279^{\circ} 57' 36''$ 4331.35 feet, and the coordinates of said "KAPOAULA" Triangulation Station referred to "EAST BASE" Triangulation Station are 9255.34 feet North and 26338.97 feet East, thence running by azimuths measured clockwise from True South from the above described point of beginning:

1. $179^{\circ} 50' 20''$ 1317.47 feet along the Land of Kamoku to a concrete post marked +;

2. $192^{\circ} 22'$ 561.40 feet along same to a concrete post marked +;

3. $183^{\circ} 03' 40''$ 3437.10 feet along same, and cutting through old reservoir to a concrete post marked +;

4. $190^{\circ} 23' 30''$ 1192.25 feet along same to a concrete post marked +;

5. $219^{\circ} 13' 30''$ 953.95 feet along same to a concrete post marked +;

6. $212^{\circ} 56'$ 461.00 feet along same to an old + on rock and ahu at a place called Pulupakea near the East edge of small gulch, and passing over a concrete post marked + at 457.80 feet;

7. $209^{\circ} 15' 30''$ 1352.40 feet along same to a concrete post marked +;

8. $216^{\circ} 33' 30''$ 1826.64 feet along same to a point on line with the Hamakua Forest Reserve boundary;

9. $216^{\circ} 33' 30''$ 200.15 feet along the Land of Puanui to a concrete post marked +;

10. $206^{\circ} 12'$ 1753.00 feet along same to a concrete post marked +;

11. $86^{\circ} 23'$ 464.00 feet along same to a large rock in gulch marked XII, also a concrete post by said rock;

12. Thence, down along the middle of small gulch in all its turns and windings, along the Land of Puanui and Grant 1767 to Kahoomai to concrete post marked + on the East edge of gulch, the direct azimuth and distance being $190^{\circ} 43' 30''$ 3190.00 feet;

13. $214^{\circ} 16'$ 420.00 feet along Grant 1767 to Kahoomai to a concrete post marked +;

14. $182^{\circ} 22' 30''$ 365.00 feet along Grant 1765 to J. Paele to a concrete post marked +;

15. $270^{\circ} 31'$ 2356.00 feet across the Lands of Waikoloa 2nd. and 1st. and Waialeale 2nd. and 1st. to a concrete monument;

16. $16^{\circ} 18'$ 2900.00 feet along Grant 2124 to Haalou, Kaimiaina and Kaukini to a + on rock in Kapulena Gulch at head of waterfall in same;

17. Thence following up along the middle of the Kapulena Gulch in all its turns and windings, along the Land of Kapulena, the direct azimuth and distance being $12^{\circ} 19' 40''$ 3452.13 feet to a point in middle of said gulch where it intersects the boundary of the Hamakua Forest Reserve;

18. Still following up along the middle of the Kapulena Gulch in all its turns and windings, along the Land of Kapulena, the direct azimuth and distance being $00^{\circ} 39' 55''$ 2167.62 feet;

19. $17^{\circ} 28' 45''$ 50.00 feet leaving the Kapulena Gulch and along the Land of Kapulena to a pipe in concrete monument on the Southwest bank of said gulch;

20. $17^{\circ} 28' 45''$ 727.50 feet along the Land of Kapulena to a concrete post marked + on pali, on the West side of Gulch;

21. $330^{\circ} 40' 45''$ 461.90 feet along same to a concrete post marked + in Gulch;

22. $17^{\circ} 10' 20''$ 3585.44 feet along same to a concrete monument marked +;

23. $18^{\circ} 23' 15''$ 2196.85 feet along same to a concrete monument marked +;

24. $23^{\circ} 31' 30''$ 494.67 feet along same to a concrete monument marked +;

25. $37^{\circ} 47'$ 1794.65 feet along same, and crossing Government Road to concrete monument marked + over original + on large rock on the West edge of Waikoloa Gulch;

26. $98^{\circ} 03' 45''$ 2048.10 feet along the Land of Kamoku and recrossing Government Road to a concrete monument marked + on the side of small rise;

27. $173^{\circ} 32' 45''$ 794.80 feet along the Land of Kamoku to the point of beginning and containing an area of 1216 acres.

TRACT 4

A. R.P. 6848, L. C. Aw. 4183-B, to Kanaue, containing an area of three acres;

B. L.C. Aw. 3842, Ap. 1 and 2, to Kaulunui, containing an area of 3.24 acres;

C. R.P. 6836, L. C. Aw. 4227, AP. 1, to Kaulunui, containing an area of three acres;

D. R.P. 6834, L. C. Aw. 3685, AP. 1 and 2, to Mahoe, containing an area of 3.248 acres;

E. R.P. 7334, L. C. Aw. 4130, AP. 1 and 2, to Kanakaole, containing an area of 3.245 acres;

F. R.P. 7684, L. C. Aw. 4132, AP. 1 and 2, to Kaina ia Kanekuapuu, containing an area of 3.248 acres;

G. R.P. 8445, L. C. Aw. 4218, AP. 1 and 2, to Kaohimaunu, containing an area of 3.245 acres;

H. L.C. Aw. 3686, AP. 1, to Muluhi, containing an area of three acres;

I. R.P. 6271, L. C. Aw. 4183, AP. 1, to Kaluahinenui and Kanaue, containing an area of three acres;

J. R.P. 7675, L. C. Aw. 4210, AP. 1 and 2, to Kalua, containing an area of 3.248 acres;

K. L.C. Aw. 4212, AP. 2, to James Hanehane, containing an area of 0.248 acre.

TRACT 5

R. P. 6835, L. C. Aw. 4210-B, to Wawaeluhi ia Mokuhia, containing an area of three acres.

SEC. 2. The said "Tracts 3, 4, and 5", upon the conveyance thereof to the Commission, shall be and become "available land" within the meaning of said Hawaiian Homes Commission Act of 1920, and any amendments thereto.

SEC. 3. The exchange which is provided for in this Act shall not be effected by the Hawaiian Homes Commission unless and until the values of the lands involved in the proposed exchange are first determined by appraisals to be made by three competent appraisers to be appointed by the governor of the Territory of Hawaii showing that the lands belonging to Richard Smart are of equal or greater value than the Hawaiian Homes Commission lands above mentioned.

SEC. 4. This Act shall take effect upon its approval.

Approved June 29, 1954.

48 USC 691.

Appraisals.

Effective date.

Public Law 449

CHAPTER 421

AN ACT

To authorize payment of salaries and expenses of officials of the Fort Peck Tribes.

June 29, 1954
[H. R. 6154]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior, or such official as may be designated by him, is hereby authorized, until otherwise directed by Congress, to advance to the tribes or to pay out of any unobligated tribal funds of the Fort Peck Indians in the Treasury of the United States salaries and expenses of tribal officials or representatives at rates and/or limitations designated in advance by the Fort Peck Tribal Executive Board, and approved by the Secretary of the Interior and to advance to the tribes or to expend tribal funds for such other purposes as may be designated by the Fort Peck Tribal Executive Board and approved by the Secretary of the Interior: *Provided*, That the length of stay of representatives serving the tribes at the seat of government shall be determined by the Secretary of the Interior.

Fort Peck Indians.
Certain salaries and expenses.

SEC. 2. The Act of April 28, 1948 (62 Stat. 203), is hereby repealed.

Approved June 29, 1954.

Repeal.

Public Law 450

CHAPTER 422

AN ACT

To amend section 14 (b) of the Federal Reserve Act, as amended.

June 29, 1954
[H. R. 8729]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 14 (b) of the Federal Reserve Act, as amended (U. S. C., 1952 edition, title 12, sec. 355), is amended by striking out "July 1, 1954" and inserting in lieu thereof "July 1, 1956" and by striking out "June 30, 1954" and inserting in lieu thereof "June 30, 1956".

Approved June 29, 1954.

38 Stat. 264; 66 Stat. 154.